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Security Council Committee established pursuant to resolution 1737 (2006)

Note verbale dated 29 May 2008 from the Permanent Mission of Spain to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of Spain to the United Nations presents its compliments to the Chairman of the Security Council Committee established pursuant to resolution 1737 (2006) and, in accordance with the provisions of paragraph 13 of resolution 1803 (2008) of 3 March 2008, has the honour to transmit herewith the national report of Spain on implementation of the measures envisaged in paragraphs 3, 5, 7, 8, 9, 10 and 11 of that resolution (see annex).

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Annex to the note verbale dated 29 May 2008 from the Permanent Mission of Spain to the United Nations addressed to the Chairman of the Committee

National report of Spain on implementation of the measures envisaged in Security Council resolution 1803 (2008)

Madrid, 30 April 2008

Paragraph 13 of Security Council resolution 1803 (2008), adopted on 3 March 2008, calls upon all Member States to report to the Security Council within 60 days on the steps they have taken to implement the measures envisaged in paragraphs 3, 5, 7, 8, 9, 10 and 11 of the resolution.

This report summarizes the steps taken by Spain to comply with its obligations under the resolution, steps which also reflect Spain's commitment to the United Nations and to the multilateral non-proliferation regime. Spain considers that effective multilateralism, based on the political will of Governments aware of the risk of proliferation, is a vital tool for achieving international peace and security.

Steps taken to implement the provisions of paragraphs 3, 5, 7, 8, 9, 10 and 11 of resolution 1803 (2008):

- Council Regulation (EC) 423/2007, as amended by Commission Regulation (EC) 116/2008, concerning restrictive measures against Iran, which incorporated the provisions of Security Council resolutions 1737 (2006) and 1747 (2007) into European Union law, already banned the export of the dual-use items referred to in resolution 1803 (2008).

- The Council of the European Union adopted on 23 April 2007 Common Position 2007/246/CFSP amending Common Position 2007/140/CFSP concerning restrictive measures against Iran. The amendment extended the freezing of all funds and economic resources of the persons and entities listed in resolution 1737 (2006) to those designated by resolution 1747 (2007) and provided for the application of national law until the measures provided for in resolution 1803 (2008) have been incorporated into European Union law.

- Royal Decree 1782/2004, of 30 July 2004, approving the regulations for the control of external trade in defence materials, other materials and dual-use items and technologies, establishes mandatory control of export and brokerage transactions and the provision of technical assistance in connection with the items listed in article 8 thereof, among other operations. These regulations are applicable throughout the national territory and require authorization for the transactions indicated that covers, inter alia, the uplifting of items from bonded areas and warehouses and customs formalities. In addition, the Council of the European Union adopted the aforementioned Common Position 2007/246/CFSP on 23 April 2007 and imposed an embargo on arms and related materiel, including their export and customs warehousing, to be implemented through comprehensive and targeted inspections.

- The financial and customs authorities have also introduced the monitoring measures required to comply with the restrictions provided for in paragraphs 9, 10 and 11.